



**PATENT**  
Attorney Docket No. EMT-003  
(120418/159594)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Schneur et al.

SERIAL NO.: 10/081,411 GROUP NO.: 3627

FILING DATE: February 20, 2002 EXAMINER: Lynda C. Jasmin

TITLE: Auction Management With Business Volume Discount

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

### SECOND INFORMATION DISCLOSURE STATEMENT

In accordance with the provisions of 37 C.F.R. 1.97 and 1.98, Applicants hereby make of record the patents and publications listed on the accompanying Form PTO-1449, and other information contained herein, for consideration by the Examiner in connection with the examination of the above-identified patent application. In accordance with 37 C.F.R. 1.98(a)(2), copies of the non-patent publications (C6-C10) are enclosed. The Examiner is also directed to the file wrapper for co-pending application nos. 09/664,226, 09/999,670 and 10/831,969 for appropriate consideration.

### REMARKS

In accordance with the provisions of 37 C.F.R. 1.97, this statement is being filed:

- (1) within three (3) months of the **filings date** of a national application other than a continued prosecution application under 37 C.F.R. 1.53(d), or within three (3) months of the **date of entry of the national stage** as set forth in 37 C.F.R. 1.491 in an international application, or before the mailing of the **first Office action** on the merits, or before the mailing of a **first Office action** after the filing of a request for continued examination under 37 C.F.R. 1.114; or
- (2) after the period defined in (1) but before the mailing date of a **final action** or a **notice of allowance** under 37 C.F.R. 1.311, and
  - the requisite Statement is below, **OR**
  - the requisite fee under 37 C.F.R. 1.17(p), namely **\$180.00**, is included herein, or

(3) after the mailing date of a **final action or notice of allowance** but before the payment of the **issue fee**, **AND**

the requisite Statement is below, **AND**

the requisite petition fee under 37 C.F.R. 1.17(p), namely **\$180.00** is included herein.

It is respectfully requested that each of the patents and publications listed on the attached Fourth Form PTO-1449, and other information contained herein, be made of record in this application.

#### STATEMENT

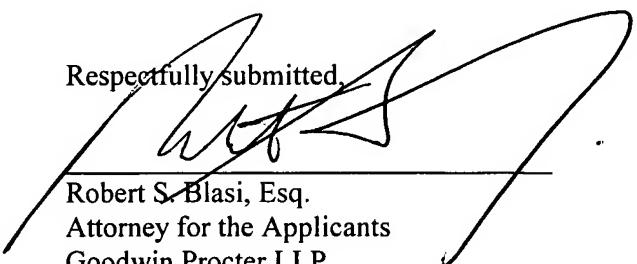
As required under 37 C.F.R. 1.97(e), Applicant(s), through the undersigned, hereby state either that [check the appropriate space only if either (2) or (3) is checked on the previous page and the Statement is required]:

1. Each item of information contained in the Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application **not more than three months** prior to the filing of the Information Disclosure Statement; or

2. No item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this Statement after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to **any individual** designated in 37 C.F.R. 1.56(c) **more than three months** prior to the filing of the Information Disclosure Statement.

Date: January 25, 2006  
Reg. No. 50,389

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Respectfully submitted,  
  
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SECOND FORM PTO - 1449

INFORMATION DISCLOSURE STATEMENT

ATTORNEY DOCKET NO.: EMT-003

APPLICANTS: Schnuer et al.

APPLICATION NO. 10/081,411

FILING DATE: February 20, 2002

ART UNIT: 3627

EXAM. INIT.		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
	A1	6,058,379	05/2000	Odom et al.	705	37	
	A2	6,871,191	03/2005	Kinney et al.	705	37	
	A3	2001/0032170	10/2001	Sheth, Beerud D.	705	37	
	A4	2002/0143692	10/2002	Heimermann et al.	705	37	

OTHER ART, JOURNAL ARTICLES, ETC.

EXAM. INIT.		OTHER DOCUMENTS: (Including Author, Title, Date, Relevant Pages, Place of Publication)
	C6	Deshpande, Kalyan K. Office Action for U.S. Patent Application No. 09/999,670, mailed 11/22/05, pp. 1-23.
	C7	Segev, Arie; Beam, Carrie; Shanthikumar, J. George; "Optimal Design of Internet-Based Auctions", Information Technology and Management, April 2001, pp. 121-163
	C8	Emiliani, M.L.; "Business-to-Business Online Auctions: Key Issues for Purchasing Process Improvement", Supply Chain Management, 2000, p. 176
	C9	Ba, Sulin; Stallaert, Jan; Whinston, Andrew; "Optimal Investment in Knowledge Within a Firm Using a Market Mechanism", Management Science, September 2001, pp. 1203-1219
	C10	Yannis, Bakos; "The Emerging Role of Electronic Marketplaces on the Internet", Association for Computing Machinery, August 1998, pp. 35-42

EXAMINER

DATE CONSIDERED